



# Punjab Government Gazette

## EXTRAORDINARY

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### GOVERNMENT OF PUNJAB

O/o the Commissioner Food & Drugs Administration, FDA,

Kharar (SAS Nagar)

(Department of Health & Family Welfare, Punjab)

### NOTIFICATION

The 6th October, 2022

**No. 3819/FOOD/Pb.-a)** The Hon'ble Supreme Court of India in the case of Central Areca Nut Marketing Corporation & Others Vs Union of India (Transfer Case (C) 1 of 2010) in its orders dated 23.09.2016, observed that, to circumvent the ban on the sale of gutkha, the manufactures are selling pan masala (without tobacco) with flavored chewing tobacco in separate sachets but often conjoint and sold together by the same vendors from the same premises, so that consumers can buy the pan masala and flavored chewing tobacco and mix both the articles for chewing the flavored tobacco. Hence instead of the earlier ready to consume admixture chewing, the companies are selling Gutkha in twin pack with mischievous intentions.

b) The Hon'ble Supreme Court in view of the above has directed the concerned statutory authorities to comply with the above mandate of law.

c) The Section 30(2)(a) of the Food Safety and Standards Act, 2006 read with Regulation 2.3.4 of Food Safety and Standards (Prohibition and Restrictions on Sales) Regulations 2011 provides for prohibition of manufacture, storage, distribution or sale of any articles of food having tobacco as whole and nicotine as one of the ingredients contained in it, being injurious to human health.

2. Now, in exercise of the powers conferred by Section 30(2)(a) of the Food Safety and Standards Act, 2006 read with Regulation 2.3.4 of the Food Safety and Standards (Prohibition and Restrictions on Sales) Regulations 2011 the manufacture, storage, sale or distribution of Gutkha Pan

(1901)

Masala (Containing Tobacco or Nicotine) **whether packaged or unpackaged and/or sold as one product or through packaged as separate products** available in the market is hereby prohibited for one year in the whole of the State of Punjab, w.e.f. 08.10.2022.

Sd/-

**DRAHINAV TRIKHA, IAS,**  
**COMMISSIONER,**

Chandigarh

The 6th October, 2022

Food & Drugs Administration, Punjab

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